THE HONORABLE JOHN C. COUGHENOUR 1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 8 9 JANIE R. ENEY, CASE NO. C12-1535-JCC 10 **ORDER** Plaintiff, 11 v. 12 13 MICHAEL J. ASTRUE, Commissioner of Social Security, 14 Defendant. 15 16 The Court, after consideration of the Report and Recommendation of the Honorable 17 Mary Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby 18 find and ORDER: 19 (1) The Court adopts the Report and Recommendation. (Dkt. No. 17.) 20 (2) The above-captioned matter is DISMISSED without prejudice for failure to prosecute 21 and failure to comply with a court order pursuant to Fed. R. Civ. P. 41(b) and W.D. 22 Wash. Local Rule 11(c). 23 (3) The Clerk is respectfully directed to CLOSE the case. 24 (4) The Clerk is further directed to send copies of this Order to the parties and to Judge 25 Theiler. 26

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UNITED STATES DISTRICT JUDGE

John C. Coughenour

DATED this 22nd day of February 2013.

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